

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

UNITED STATES OF AMERICA ex rel.	)	
JOSHUA HARMAN,	)	
	)	Civil Action No. 2:12-CV-89
Plaintiff,	)	
	)	
v.	)	
	)	
TRINITY INDUSTRIES, INC, and	)	
TRINITY HIGHWAY PRODUCTS, LLC,	)	
	)	
Defendants.	)	

**RENEWED MOTION TO INTERVENE OF THE CENTER FOR AUTO SAFETY  
AND THE SAFETY INSTITUTE**

For the reasons set forth in the accompanying Brief in Support of Renewed Motion to Intervene, the Center for Auto Safety and The Safety Institute respectfully ask this Court to permit them to intervene in the above-captioned case under Fed. R. Civ. P. 24(b) for the limited purpose of seeking to unseal documents filed in the case. A proposed order is attached.

Respectfully submitted,

/s/ Leslie A. Brueckner  
Leslie A. Brueckner  
(admitted *pro hac vice*)  
PUBLIC JUSTICE, P.C.  
555 12th Street, Suite 1230  
Oakland, CA 94607

Phone: (510) 622-8205  
Fax: (510) 622-8155  
[lbrueckner@publicjustice.net](mailto:lbrueckner@publicjustice.net)

David Bright  
Texas Bar No. 02991190  
Sico White Hoelscher Harris & Braugh LLP  
900 Frost Bank Plaza  
802 N. Carancahua Suite 900  
Corpus Christi, TX 78401  
Phone: 361-653-3300  
dbright@swhhb.com

Jerry M. White  
Texas Bar No. 21308700  
Turner & Associates, P.A.  
4705 Somers Avenue, Suite 100  
North Little Rock, AR 72116  
Phone: (501) 791-2277  
jerry@tturner.com

Attorneys for Intervenors

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument has been served on counsel for all parties via the Court's CM/ECF system on this 21<sup>st</sup> day of November, 2014.

/s/ Leslie A. Brueckner  
Leslie A. Brueckner

**CERTIFICATE OF CONFERENCE**

I hereby certify that I, counsel for the Center for Auto Safety and The Safety Institute has complied with Local Rule CV-7(H) and conferred with counsel for Plaintiff and Defendants by telephone and by email on November 19, 2014 concerning this Renewed Motion to Intervene. Counsel for Plaintiff, Teresa Monroe, indicated that Plaintiffs agree with the merits of this motion. Counsel for the Trinity Defendants, Heather B. New, indicated that the Trinity Defendants are opposed to the Renewed Motion to Intervene. Accordingly, the parties are unable to reach an agreement on the merits of the Motion to Intervene and the Court's intervention is necessary.

/s/ Leslie A. Brueckner  
Leslie A. Brueckner